

**ILHIE Advisory Committee
Behavioral Health Work Group
Meeting Notes
June 5, 2014**

Attendees (all by phone)

Connie Christen, Department of Healthcare and Family Services (HFS)
Eric Foster, Illinois Alcoholism and Drug Dependence Association
Kathye Gorosh, AIDS Foundation of Chicago
Krysta Heaney, IL Health Information Exchange Authority
Jim Hobbs, Department of Human Services
Elizabeth LaRocca, Governor's Office of Health Innovation & Transformation (GOHIT)
Marvin Lindsey, Community Behavioral Health Association of Illinois
Rick Nance, Department of Human Services
Mike Ouska, Lutheran Social Services
Renée Popovits, Popovits & Robinson Attorneys at Law
Meryl Sosa, Illinois Psychiatric Society
Lora Thomas, NAMI

Review of Minutes

The work group approved the April 3rd meeting minutes.

Illinois Health Information Exchange (ILHIE) Updates

Krysta Heaney updated the group saying that HB 5925 was passed by the legislature at the end of May. It is similar to HB 1017 that revised the Mental Health and Developmental Disabilities Confidentiality Act and was passed last year. Both modernize and amend the AIDS Confidentiality Act, the Genetic Information Privacy Act, and the Clinical Laboratory and Blood Bank Act. It is anticipated that the bill will be signed into law in the next few months. **Marvin Lindsey** asked if work groups would be set up for rules and regulations as was done for the mental health code. **Beth LaRocca** said that it's not anticipated to have work groups because none of the bill provisions call for the development of rules or standards at this time.

42 CFR Part 2 Public Listening Session

Marvin reported that on May 12th, a notice was listed in the federal register for a public listening session to be held on June 11th. It was issued by the Substance Abuse and Mental Health Services Administration (SAMHSA). It's regarding updating the regulations for 42 CFR Part 2 of the Alcoholism Abuse and Confidentiality Act. **Renée Popovits** stated that SAMHSA would like to revise the regulations to perhaps ease the consent requirements and to see if any other safeguards should be put in place based on stakeholder input. The statute and regulation have been in place over forty years and was enacted to encourage people to enter treatment. SAMSHA, the Office of the National Coordinator and federal Health and Human Services understand the importance of patient confidentiality but they also recognize that the confidentiality regulations have posed a number of roadblocks with HIEs and coordinated care under the Affordable Care Act.

SAMHSA organized their questions into seven categories that they would like input on. The categories are: the applicability of 42 CFR Part 2; consent requirements; redisclosure; medical emergency; qualified service organizations; research; and issues pertaining to prescription drug monitoring programs.

Renée developed a list of comments that she organized by the seven categories. Many of the issues listed in the document were a result of work done by the ILHIE Substance Abuse work group, the Behavioral Health Integration Project, conferences, webinars, field staff comments, and surveys sent to behavioral health providers. Renée said that comments should be focused on consent and redisclosure issues. If this group decides to submit formal comments, Renée recommends prioritizing those comments. June 25th is the deadline for comments.

Meeting adjourned. The next call is scheduled on August 7th.